

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

TIM MCLANAHAN,
Plaintiff
vs.
U.S. GOVERNMENT,
Defendant

11-CV-389-EFS

**ORDER DISMISSING FOR FAILURE
TO STATE A PLAUSIBLE CLAIM FOR
RELIEF**

This action against the United States Government alleges that the United States stole the key to Mr. McLanahan's gas tank. The Court has screened this complaint pursuant to 28 U.S.C. § 1915A, and finds that nothing recited therein rises to the standard of stating a plausible claim for relief as required by *Bell Atlantic Corp. v. Twombly*, 550 U.S. 544 (2007), and *Ashcroft v. Iqbal*, 129 S. Ct. 1937 (2009). Furthermore, the Court finds that amendment would be futile and that the complaint is frivolous.

Accordingly, IT IS HEREBY ORDERED:

1. This action is **DISMISSED** under 28 U.S.C. § 1915(e)(2)(B)(i).

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2. **Judgment** shall be entered in Defendants' favor without prejudice.

IT IS SO ORDERED. The District Court Executive is directed to provide a copy of this Order to Mr. McLanahan at his last known address.

DATED this 19th day of December 2011.

s/ Edward F. Shea
EDWARD F. SHEA
United States District Judge